

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re Patent Application o

ROSE, Anthony

Appln. No.: 10/720,835

Filed: November 24, 2004

Allowed: December 29, 2009

Atty. Docket No.: 2618-0502

Confirmation No.: 3612

Group Art Unit: 3621

Examiner OBEID, Mamon A.

Title: MONITORING OF COMPUTER-RELATED RESOURCES AND ASSOCIATED METHODS AND SYSTEMS FOR DISBURSING COMPENSATION

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

via EFS-Web

Hon. Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant respectfully provides the following comments on the statement of reasons for allowance that was provided in the *Notice of Allowability* mailed on December 29, 2009.

Applicant assumes that the allowed claims are to be interpreted based on the limitations recited in the claims rather than the paraphrases provided in the statement of reasons for allowance. Further, Applicant assumes that the statement of reasons for allowance is to be taken in light of the exact limitations recited in the allowed claims.

The allowed claims should not be interpreted to include the limitations that are not explicitly recited in the claims. The paraphrases in the statement of reasons for allowance should not be used in a way to narrow the scope of the allowed claims.

In the *Notice of Allowability*, the Examiner discusses four references (U.S. Patent No. 6,871,232 (Curie); U.S. Patent Publication No. 2003/0093695 (Dutta); U.S. Publication No. 2001/0047275 (Terretta); and U.S. Publication No. 2006/0015366 (Shuster). The Examiner had previously rejected claims under

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Comments On Statement Of Reasons For Allowance

§103 U.S. over Curie in view of Dutta, and over Currie, Dutta, and further in view of Terretta. However, the Shuster reference is newly disclosed, and the Examiner has not rejected any of the claims over the Shuster reference, alone or in any combination with any of the other references.

While the Applicant agrees that the claims are patentable over the references listed and discussed by the Examiner, Applicant respectfully submits that the claims may be patentable over the references for different and/or other reasons than those given by the Examiner in the Reasons for Allowance. In addition to the reasons for allowance provided by the Examiner, the Applicant submits that the claims are patentable over the cited references for all of the reasons provided in the Applicant's earlier responses and amendments (including the Response of 06/13/2009, the Amendment filed 10/02/2009, and the Amendment filed 09/25/2008).

CUSTOMER NUMBER 75948	<p>Respectfully submitted,</p> <p>By: /Brian Siritzky/Reg. No. 37,497</p> <hr/> <p>Brian Siritzky, Ph.D. Registration No.: 37,497 March 22, 2010</p>
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